

Application No. 10/046,457  
Reply to Office Action mailed November 14, 2005

**REMARKS**

Claims 1-13 and 16-24 remain in this application.

**Allowable Subject Matter**

On page 6 of the Office Action dated November 14, 2005, the Examiner indicated that claim 15 would be allowable if rewritten in independent form to include all of the limitations of the base claim and any intervening claim. By the present Amendment, claim 11 has been amended to include the limitation of dependent of claim 15.

Claim 23 has also been amended to incorporate the limitation of claim 15.

**Rejections under 35 USC 112**

Claim 1 has been amended as suggested by the Examiner to delete “about”.

**Rejections of Claims 1-10 under 35 USC 103**

The '755 patent does not describe superproofing at a temperature effective for providing a dough temperature of about 140 to about 160°F as claimed. The '755 patent clearly avoids any dough temperatures above 120°F (see Figure 3 and column 10). Hence, the '755 patent does not describe or suggest the superproofing step as claimed.

**Rejections of Claims 11-13 and 16-24 under 35 USC 103**

The '421 patent does not describe a process that includes the proofing and superproofing steps as now claimed. As suggested by the Examiner, independent claims 11 and 23 have been amended to include the limitation of claim 15.

Allowance of the pending claims is respectfully requested.

Application No. 10/046,457  
Reply to Office Action mailed November 14, 2005

The Commissioner is hereby authorized to charge any additional fees which may be required in this application to Deposit Account No. 06-1135.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY



James P. Krueger  
Registration No. 35,234

FEB 28 2006

Date: \_\_\_\_\_

Suite 1600  
120 South LaSalle Street  
Chicago, Illinois 60603-3406  
(312) 577-7000